

Management Status of Open DFARS Cases

	<u>12/31/01</u>	<u>5/16/02</u>	<u>6/14/02</u>	<u>7/15/02</u>	<u>8/15/02</u>
At Committee	7	4	1	8	9
DAR Staff Processing	10	13	13	14	13
At OIRA	1	2	2	4	4
Out for Public Comment	3	3	4	1	1
On Hold (OGC)	2		1	0	0
On Hold (Other)	<u>6</u>	<u>2</u>	<u>2</u>	<u>2</u>	<u>4</u>
Total	29	25	23	29	31

DFARS Rules Published in CY 02

	<u>Proposed</u>	<u>Interim</u>	<u>Final</u>
Change Notice 20020129		0	4
Change Notice 20020314	1	2	3
20020401	1	0	0
Change Notice 20020426	1	2	4
Change Notice 20020531		0	3
20020712	0	0	
Change Notice 20020730		0	4

DFARS Cases Opened in CY 02: 27

DFARS Cases Closed in CY 02: 24

19 Final Rules

2 Withdrawn

3 Merged or Closed Without Action

At Committee - 9

- 2002-D027, Randolph-Sheppard Act (p) (Tasked CP Committee 8/14/02; report due 9/4/02)
- 2002-D026, Commitment Identification Number (p) (Tasked CP Committee 8/14/02; report due 9/11/02)
- 2002-D025, Purchase Card Internal Controls (p) (Tasked SAP Committee 8/7/02; report due 8/28/02)
- 2002-D022, Efficiency Savings (p) (Tasked Pricing Committee 7/24/02; report due 8/28/02)
- 2002-D020, Information Assurance (p) (Tasked IT Committee 7/10/02; report due 8/28/02)
- 2002-D018, Uniform Contract Format (f) (Tasked CP Committee 8/14/02; report due 9/25/02)
- 2002-D003, Competition Requirements for Purchases from a Required Source (i→f) (Tasked CP Committee 7/10/02; report due 8/21/02)
- 2002-D001, Electronic Submission and Processing of Payment Requests (p→f) (Tasked Ad Hoc Committee 8/7/02; report due 8/28/02)
- 2001-D015, Patent Rights—Ownership by the Contractor (Large Business) (p) (PD&C Committee addressing issued raised by OFPP on 7/29/02)

DAR Staff Processing - 13

- 2002-D024, Approval of Service Contracts and Task Orders (i) (DAR Council agreed to interim DFARS rule 8/14/02; preparing request for DoD approval to publish, then to OIRA)
- 2002-D021, Acquisition Workforce Qualifications (f) (DAR Council agreed to final DFARS rule 6/26/02; preparing request for DoD approval to publish, then to OIRA)
- 2002-D019, Transportation of Supplies by Sea – Commercial Items (p) (DAR Council agreed to proposed DFARS rule 7/10/02; preparing request for DoD approval to publish, then to OIRA)
- 2002-D017, Payment Withholding (p) (DAR Council agreed to close case 8/14/02; coordinating with CPF)
- 2002-D016, Liability for Loss under Vessel Repair Contracts (p) (DAR Council agreed to proposed DFARS rule 8/14/02; preparing request for DoD approval to publish, then to OIRA)
- 2002-D015, Production Surveillance and Reporting (p) (DAR Council agreed to proposed DFARS rule 8/7/02; preparing request for DoD approval to publish, then to OIRA)
- 2002-D013, Indian Incentive Clause – Contract Types (p) (DAR Council agreed to proposed DFARS rule 8/7/02; preparing request for DoD approval to publish, then to OIRA)
- 2002-D005, Foreign Military Sales Customer Involvement (p→f) (Comment period ended 6/25/02; coordinating with DSCA)
- 2002-D002, Codification and Modification of Berry Amendment (i→f) (DAR Council agreed to final DFARS rule 7/31/02; preparing request for DoD approval to publish, then to OIRA)

2001-D018, Performance of Security Functions (i→f) (To be published Aug 02)

2001-D013, Provisional Award-Fee Payments (p) (DAR Council agreed to proposed DFARS rule 8/14/02; preparing request for DoD approval to publish, then to OIRA)

2000-D029, Restriction on Contingent Fees for Foreign Military Sales (p→f) (Comment period ended 5/13/02; case manager processing)

1990-037, Incremental Funding, Fixed-Price Contracts (i→f) (DAR Council agreed to final DFARS rule 7/17/02, pending reclama by 8/21/02)

At OIRA - 4

2002-D009, Rewrite of DFARS Part 225 (p) (Sent to OIRA 7/25/02)

2001-D017, Competition Requirement for Purchase of Services under Multiple Award Contracts (p→f) (Sent to OIRA 5/31/02)

2000-D306, Performance-Based Service Contracts Using Part 12 Procedures (i→f) (Sent to OIRA 8/5/02)

2000-D023, Enterprise Software Agreements (p→f) (Sent to OIRA 6/25/02)

Out for Public Comment - 1

2002-D008, Exception for Acquisition of U.S.-Made End Products in Acquisitions Subject to Trade Agreements Act (p) (Comment period ends 9/30/02)

On Hold (OGC) - 0

On Hold (Other) - 4

2002-D023, Follow-On Production Contracts for Prototype Projects (p) (On hold since 8/12/02, per CPA request)

2002-D014, Clarification of Project Completion Pertaining to SBIR Program (p) (On hold since 7/17/02, per SBA request)

2001-D010, Applicability of the Cost Principles (p) (On hold since 9/5/01, pending publication of FAR Case 2001-018)

2001-D003, Geographic Use of the Term "United States" (p) (On hold since 7/26/01, pending publication of FAR Case 1999-400)

(p) = *Proposed rule*

(i) = *Interim rule*

(f) = *Final rule*

(p→f) = *Finalizing proposed rule*

(i→f) *Finalizing interim rule*

DFARS Rules Published in CY 02

Change Notice 20020129

- 2002-D001 Switzerland—Implementation of Amendment 10U (f)
- 2000-D302 Caribbean Basin Country End Products (f)
- 2000-D002 Tax Exemption (Italy) (f)
- 2000-D003 Enterprise Software Agreements (p)
- 99-D03 Veterans Employment Emphasis (f)

Change Notice 20020314

- 2002-D006 Restriction Acquisition of Vessel Propellers
- 2002-D007 Performance of Security Functions
- 2001-D001 Partnership Agreement Between DoD and NSA
- 2001-D007 Preference for Local Small Contractors—Base Closure Realignment (f)
- 2001-D006 DoD Pilot Mentor-Protégé Program
- 2000-D029 Restriction on Contingent Fees for Foreign Military Sales (p)

20020401

- 2002-D001 Purchase of Services under Multiple Award Contracts

Change Notice 20020426

- 2002-D007 NAFTA Procurement Threshold (f)
- 2002-D005 Foreign Military Sales Customer Initiative
- 2002-D003 Competition Requirements for Purchases of Required Services
- 2002-D002 Codification and Modification of Berry Amendment
- 2001-D002, R&D Streamlined Contracting Procedures (f)
- 2000-D020 Balance of Payments Program (f)
- 2000-D001 Changes to Profit Policy (f)

Change Notice 20020531

- 2002-D001 Electronic Submission and Processing of Payment Requests
- 2000-D028 Subcontractor Capability Determinations (f)

2000-D024, Utilization of Indian Organizations and Indian-Owned Economic Enterprises (f)

2000-D014, Ocean Transportation by U.S.-Flag Vessels—Simplified Acquisition Threshold (f)

20020712

2002-D010, Reporting Requirements Update (f) (Effective October 1, 2002)

20020730

2002-D012, Weighted Guidelines Form (f)

2002-D01 Trade Agreements Thresholds – Construction (f)

2002-D008, Exception for Acquisition of U.S.-Made End Products in Acquisitions Subject to Trade Agreements Act (p)

2001-D016, Partnership Agreement Between SBA and DoD (i→f)

1999-D303, Institutions of Higher Education (f)

DFARS Cases Withdrawn, Merged, or Closed Without Action in CY02

2002-D004, Miniature and Instrument Ball or Roller Bearings – No DFARS changes needed.

2001-D014, Military Extraterritorial Jurisdiction Act – No DFARS changes needed

2001-D011, Treatment of Proprietary Data for Commercial Items – No DFARS changes needed.

1999-D028, Anticompetitive Teaming – No DFARS changes needed

1992-D024, Demilitarization – Closed into holding file pending revised demilitarization manual.